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Attention: Examiner N. Davis
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Dear Examiner Davis,

Further to our August 28, 2002 phone conversation, please find an amendment to U.S. Patent Application Serial Number 09/762,311 attached. The amendment lists the currently pending claims. Thank you for bringing the inconsistencies in claim numbering to our attention! If you have any questions or concerns, do not hesitate to call me in Paris, if possible, or John Lucas at (858) 597-2610.

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PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant : Blumenfeld, M., et al
App. No. : 09/762311
Filed : June 25, 2001
For : NUCLEIC ACIDS ENCODING
HUMAN TBC-1 PROTEIN AND
POLYMORPHIC MARKERS
THEREOF
Examiner : Davis, N.

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KS
9-3-02

PRELIMINARY AMENDMENT

Assistant Commissioner for Patents
Washington, D.C. 20231

Dear Sir:

Please amend the application as follows.

IN THE CLAIMS

Please cancel claims 1- 41 without prejudice.

Please add the following claims:

~~42. (NEW) A composition comprising: an isolated, purified, or recombinant polynucleotide comprising a nucleotide sequence selected from the group consisting of the nucleotide sequences of SEQ ID NOs:1, 2, 3 and 4, or the complements thereof.~~

43. (NEW) A composition comprising: an isolated, purified, or recombinant polynucleotide consisting essentially of a contiguous span of 12 nucleotides of any one of SEQ ID NOs:1 and 2 or the complement thereof, wherein said span includes a *TBC-1*-related biallelic marker in said sequence.

44. (NEW) The polynucleotide according to claim 43, wherein said *TBC-1*-related biallelic marker is selected from the group consisting of the biallelic markers in positions 9494 of SEQ ID NO:1, and 1443,

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